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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

9 SKYE TAYLOR,

10 Plaintiff,

11 v.

12 VOLKSWAGEN OF AMERICA, INC., *et*
13 *al.*,

14 Defendants.
15

Case No. C07-1849RSL


ORDER STRIKING NOTICE OF
VOLUNTARY DISMISSAL

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17 This matter comes before the Court on plaintiff's Notice of Dismissal Without Prejudice
18 (the "Notice"). The Notice states that plaintiff, who is proceeding *pro se*, is voluntarily
19 dismissing his case pursuant to Fed. R. Civ. P. 41(a)(1) so "the current Complaint can be
20 amended and re-filed with this Court" in approximately one week. Because defendants have
21 filed answers, plaintiff may not voluntarily dismiss his case without filing a stipulation of
22 dismissal signed by all parties who have appeared or by filing a motion and receiving an order of
23 the Court. Fed. R. Civ. P. 41(a). Plaintiff has not filed a stipulation or received leave of Court
24 to dismiss, so the Notice (Dkt. #58) is STRICKEN.

25 In addition, if plaintiff is seeking to amend his complaint, he may do so without
26 dismissing and refile his complaint by following the provisions set forth in Federal Rule of
27 Civil Procedure 15. At this point in the litigation, Rule 15 permits plaintiff to file an amended

1 complaint if he obtains written consent from all defendants or if he files a motion to amend and
2 the Court grants the motion. Fed. R. Civ. P. 15(a)(2).

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4 DATED this 7th day of May, 2008.

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7 Robert S. Lasnik
8 United States District Judge
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